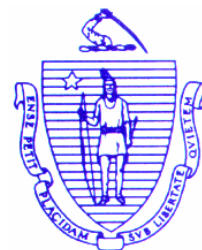




Paul J. Diodati
Director

Commonwealth of Massachusetts
Division of Marine Fisheries
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(617) 626.1520
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Mayor of Gloucester

November 28, 2006

Dear Mayor:

The Division of Marine Fisheries has determined that **Surf clam (*Spisula solidissima*)** from **the below-defined area no longer contains biotoxins (PSP)** from the phytoplankton *Alexandrium* (*spp.*) in excess of established standards. **Closures remain in effect for carnivorous Moon snails (*Polinices duplicatus* and *Lunatia heros*).**

Therefore, under authority of Massachusetts General Laws, Chapter 130, Section 74A, 75 and 322 CMR sections 7.01 (7) 7.02 **at sunrise on November 29, 2006**, the PSP closure of May 16, 2006 will be amended as follows in the below defined area. Those shellfish areas classified as APPROVED and in the open status to shellfish harvesting are now open to the harvest of **Surf clams (*Spisula solidissima*)** for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, section 52. Similarly, those areas classified as CONDITIONALLY APPROVED and in the "open" status are open subject to the classification conditions.

Status: Open to Surf clam (*Spisula solidissima*) Harvesting

"The waters, flats and all tributaries south of a line drawn easterly from the northern point of Coffin Beach to the Massachusetts Territorial Waters line, and north of a line drawn southeasterly from the Gloucester/Manchester-By-The-Sea town line to the Massachusetts Territorial Waters line (N8 to N14 and a portion of MB14 inclusive).

Sincerely,

Paul J. Diodati
Director

cc J. Hanlon, R. Arduini, K. Dolan, OELE
D. McKiernan, M. Hickey, D. Whittaker, J. Kennedy, DMF
WPC, DEP
FDA
DPH
D. Sargent, Gloucester Shellfish Constable